

Town of Catskill

LOCAL LAW NO. 3 OF THE YEAR 2021

**A LOCAL LAW OPTING OUT OF ALLOWING ON-SITE CANNABIS
CONSUMPTION ESTABLISHMENTS AS AUTHORIZED UNDER NEW YORK
STATE CANNABIS LAW ARTICLE 4**

BE IT ENACTED by the Town Board of the Town of Catskill as follows:

SECTION 1. LEGISLATIVE INTENT

It is the intent of this local law to opt out of allowing on-site cannabis consumption establishments in the Town of Catskill that would otherwise be allowed under New York State Cannabis Law Article 4.

SECTION 2. AUTHORITY

This local law is adopted pursuant to Cannabis § 131 which expressly authorizes the Town Board to adopt a local law requesting the Cannabis Control Board to prohibit establishment of on-site cannabis consumption establishments licenses within the jurisdiction of the Town and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule § 24.

SECTION 3. LOCAL OPT-OUT

The Town Board of the Town of Catskill hereby opts out of allowing on-site cannabis consumption establishments from being established and operated within the Town's jurisdiction.

SECTION 4. SEVERABILITY.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or application thereof to any person, firm or corporation, or circumstances, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

SECTION 5. PERMISSIVE REFERENDUM/REFERENDUM ON PETITION

This Local Law is subject to a referendum on petition in accordance with Cannabis Law § 131 and the procedure outlined in Municipal Home Rule Law § 24.

SECTION 6. EFFECTIVE DATE.

This Local Law shall take effect immediately upon filing with the State Secretary of State.